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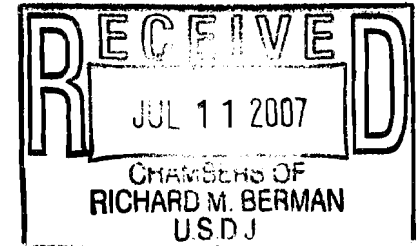
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WRITER'S DIRECT DIAL

**MEMO ENDORSED**

July 11, 2007



**Hand Delivery**

Honorable Richard M. Berman  
United States District Judge  
United States District Court  
500 Pearl Street, Room 2230  
New York, NY 10007

**RE: The NYC District Council of Carpenters Pension Fund, et. al. v.  
DTRT Construction, Inc.  
07 CV 4071 (RMB)**

Dear Judge Berman:

I am writing to request an adjournment of the initial pretrial conference in the above-referenced matter, scheduled for July 13, 2007 at 9:00 am.

Please note that the defendant has neither answered nor made an appearance with respect to the complaint which was served on June 1, 2007. We do not expect the defendant to appear at Friday's conference. The time to answer has expired therefore I request an adjournment so as to file for default judgment. No previous requests for an adjournment have been made.

In advance, thank you for your attention to this matter.

*Adjourned to 7/24/07 @ 9:15  
A.M. See Court rules  
re: default judgments.*

Respectfully yours,

O'DWYER & BERNSTIEN, LLP

ANDREW GRABOIS

**SO ORDERED:**  
**Date:** 7/12/07 *Richard M. Berman*  
Richard M. Berman

